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MARY L.M. MORAN
CLERK OF COURT



1 LEONARDO M. RAPADAS
United States Attorney
2 KARON V. JOHNSON
Assistant U.S. Attorney
3 Sirena Plaza, Suite 500
108 Hernan Cortez Avenue
4 Agana, Guam 96910
Telephone: (671) 472-7332
5 Telecopier: (671) 472-7334

6 Attorneys for United States of America

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8 **IN THE UNITED STATES DISTRICT COURT**
9 **FOR THE DISTRICT OF GUAM**

10 UNITED STATES OF AMERICA,)
11)
Plaintiff,)
12)
vs.)
13)
DANIEL MATSUNO and)
14 VIVIAN MATSUNO,)
15)
Defendants.)

CRIMINAL CASE NO. 05-00009

UNITED STATES'
[PROPOSED]
VOIR DIRE

16 Pursuant to the order of this Court and Federal Rule of Criminal Procedure 24(a), the
17 United States submits the following proposed voir dire questions.

18 A. WITNESSES (Assuming that the Court reads the names of the attorneys and the trial
19 witnesses to the panel.)

20 1. Are any of you friendly or associated or related with the attorneys for the
21 United States, or for the defense, in this case, either socially or through your role as jurors in
22 other cases? If so, please explain the nature of the prior knowledge and how it may affect your
23 attitude as a juror in this case.

24 2. Do any of you know any of the witnesses who will testify? If so, please
25 describe your acquaintance.

26 3. Do any of you know the defendant or his family members socially or through
27 some business or other acquaintanceship? If so, please describe the association.
28

1 B. GENERAL INFORMATION

2 4. The government requests that the court ask each juror to give a verbal
3 summary of the following information:

4 5. Please explain for us the nature and extent of your educational background,
5 including any special training courses and vocational seminars you have attended. If you
6 attended college, what was your major field of study?

7 6. Are you married? Do you: live alone? Share house with another person or
8 persons? Live with family?

9 7. Please describe the nature of your employment and that of your spouse, if you
10 are married.

11 8. Please describe your immediate family and, how each formally employed
12 member is employed, the nature of any past employment, and the educational background of your
13 immediate family.

14 9. Please explain your past experience on juries in both civil and criminal cases.
15 Tell us when the case was tried and the nature of the case.

16 10. Is there anything about the nature of this case, that involves allegations of
17 Criminal Conspiracy and Wire Fraud, that makes you wish not to be involved in the trial of this
18 case? If so, what is it?

19 11. Have you or any of your acquaintances ever had any experiences with the
20 Drug Enforcement Administration that would influence your ability to sit as a fair and impartial
21 juror in this matter?

22 12. Is there anything that you have read in newspapers, magazines, or viewed on
23 television regarding wire fraud issues that would influence your ability to sit as a fair and
24 impartial juror in this case?

25 13. Do you have any fixed view about the United States Department of Justice or
26 the Drug Enforcement Administration that would affect your ability to be an impartial juror in
27 this case?

1 C. OTHER MATTERS

2 14. Has anyone talked to you about this case or attempted to influence you in any
3 way about it since you were notified you were on the jury panel? Who? When? Where? Who
4 else was present? What did you say? Before you were so notified, did anyone attempt to
5 influence you about jury service on this matter? Please tell us the details of that.

6 15. Have you, your relatives or close friends ever been charged with or
7 investigated for a crime? If so, what was the nature of this investigation or charge? How was it
8 handled?

9 D. GENERAL QUALIFICATION

10 16. Would you judge this case solely on the evidence before you, and not allow
11 anything else to affect your verdict?


12 17. Would you be able to decide this case if your decision had to be based only
13 on how believable you found the witnesses to be?

14 18. Do you know any reason whatsoever why you may not sit as a fair and
15 impartial juror to both sides in this case?

16 RESPECTFULLY SUBMITTED this 23rd day of February, 2005.

17 LEONARDO M. RAPADAS
18 United States Attorney
Districts of Guam and CNMI

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20 By:


21 KARON V. JOHNSON
22 Assistant U.S. Attorney
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